



Montana Fish, Wildlife & Parks

2300 Lake Elmo Drive
Billings, MT 59105

NOTICE OF DECISION

February 20, 2002

TO: Environmental Quality Council
Director's Office, Dept. of Environmental Quality
Montana Fish, Wildlife & Parks
 Director's Office
 Parks Division
 Fisheries Division
 Wildlife Division
 Regional Supervisors
Montana Historical Society, State Preservation Office
Janet Ellis, Montana Audubon Council
Montana Wildlife Federation
Montana State Library
George Ochenski
Montana Environmental Information Center
Wayne Hirst, Montana State Parks Foundation
Montana Parks Association (land acquisition projects)
Bob Harrington, DNRC Area Manager, Southern Land Office
County Commissioners

Lands Section
Design & Construction
Legal Unit
Bobbi Keeler (when P-R, D-J project)

Ladies and Gentlemen:

A Draft Environmental Assessment (EA) was prepared for the City of Big Timber wastewater outfall ditch renovation. The draft EA was circulated for 30 days and legal notices were published in the Billings Gazette, Helena Independent Record and Big Timber Pioneer, as well as Montana's electronic bulletin board. The Montana Historical Society recommended that a cultural resource inventory be conducted at the site, and the City of Big Timber has arranged for one as soon as the site is free from ice and snow.

The Department has decided to issue a Stream Protection Act permit to the City of Big Timber to proceed with their project as proposed.

This project is subject to appeal, which must be submitted to the FWP Director in writing, and postmarked within 30 days of the date on this decision notice. The appeal must specifically describe the basis for the appeal, explain how the appellant has previously commented to the department or participated in the decision-making process, and lay out how FWP might address the concerns in the appeal. If you have questions regarding this decision notice, please contact me at 247-2951 or hnyberg@state.mt.us.

Sincerely,

Harvey E. Nyberg
Regional Supervisor